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Amend to
spec. & claims
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Application No. 10/082,708
312 Amendment dated December 3, 2004
Reply to Notice of Allowance dated October 5, 2004

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Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (CURRENTLY AMENDED) A *Phaseolus vulgaris L.* garden bean seed designated '210104', wherein a sample of said seed has been deposited under NCIMB No. 41260.
2. (ORIGINAL) A plant, or its parts, produced by growing the seed of claim 1.
3. (ORIGINAL) Pollen of the plant of claim 2.
4. (ORIGINAL) An ovule of the plant of claim 2.
5. (PREVIOUSLY PRESENTED) A *Phaseolus vulgaris L.* garden bean plant, or its parts, having all of the physiological and morphological characteristics of the garden bean plant of claim 2.
6. (CURRENTLY AMENDED) A tissue culture of regenerable cells of a bean plant of variety '210104 ', wherein the tissue regenerates plants capable of expressing all the morphological and physiological characteristics of *Phaseolus vulgaris L.* bean line '210104 ', representative seeds having been deposited under NCIMB No. 41260.
7. (ORIGINAL) The tissue culture of claim 6, selected from the group consisting of protoplast and calli, wherein the regenerable cells are derived from embryo, meristematic cells, leaves, pollen, embryo, root, root tips, stems, anther, flowers, seeds or pods.
8. (CURRENTLY AMENDED) A *Phaseolus vulgaris L.* garden bean plant regenerated from the tissue culture of claim 6, wherein the regenerated plant has all the morphological and physiological characteristics of *Phaseolus vulgaris L.* bean plant '210104', representative seeds having been deposited under NCIMB No. 41260.
9. (ORIGINAL) A method for producing a garden bean seed comprising crossing a first parent garden bean plant with a second parent garden bean plant and harvesting the resultant hybrid garden bean seed, wherein said first or second parent garden bean plant is the *Phaseolus vulgaris L.* garden bean plant of claim 2.